

THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

CIVIL CASE NO. 1:11cv212

LEONARD FRANK GOSNELL, )  
                            )  
Plaintiff,               )  
                            )  
vs.                       )     O R D E R  
                            )  
MICHAEL J. ASTURE,      )  
Commissioner of Social Security,    )  
                            )  
Defendant.               )     

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                            )

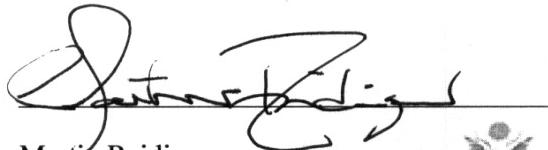
**THIS MATTER** is before the Court on the Plaintiff's Motion to Dismiss Civil Action Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure [Doc. 28]. The Commissioner does not oppose the Plaintiff's Motion. [Doc. 29].

For the reasons stated therein, the Court finds that the motion should be granted.

**IT IS, THEREFORE, ORDERED** that the Plaintiff's Motion to Dismiss Civil Action Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure [Doc. 28] is **GRANTED**, and this case is hereby **DISMISSED**.

**IT IS SO ORDERED.**

Signed: August 8, 2012



Martin Reidinger  
United States District Judge

